

Minutes of the regular meeting of the Daggett County Commission/Redevelopment Agency Board, Tuesday, July 02, 2013. All members were present. Vicky McKee, County Clerk was present as board secretary. The meeting was called to order at 9:00 A.M. by Chairman Steglich.

Also present were: Duane Draper-Manila Clinic, Melna Coleman, Brian Raymond-Economic Development Director, Stephen Foote-County Attorney, Susie Potter, Jerry Jorgensen-County Sheriff, Jon & RaNae Wilde, Travis Dupaix, Keri Pallesen-Auditor/Recorder, Rowdy Muir-U.S. Forest Service, Tammy Twitchell-CEM, Mark Wilson and Lamar Sayer-Government Resource Center.

With regards to citizens comments, Duane Draper, Physicians Assistant at the Manila Clinic, was present to address concerns with the IT at the clinic. There is a Federal mandate that states that as much as possible medical records are to be placed in the electron medical system for retrieval and easy access. IT from Uintah Basin Medical Center has been over a couple of times and there is not enough broad band to accommodate the system and wondered if they could tie into the county or school system. There is a question if the Clinic is enough of a county entity to justify that. They are currently using Bridger Valley Electric wireless but there is not sufficient band width. He had talked to Guy Durrant and he had stated that upon the county system upgrade with the new line coming in there would be enough broadband to accommodate the clinic. The hospital has an obligation to the patients to make sure it is very secure. Mr. Steglich stated that the county is working with Guy Durrant and the School District on upgrading the band width and he will talk to the County Attorney to make the determination if they are part of the county. Mr. Draper stated that UBMC plans to turn off the system soon so that will take his office back to paper. Mrs. Perry will work on this issue and report back to Mr. Draper.

With regards to old business, Mr. Steglich stated that he had received a request from Lauri Brummond, UBAG, to provide information on the county's strengths, weaknesses, opportunities and threats. In the email that she sent, she requested that the Commission report back individually.

Mr. Raymond reported that the county had received the approved Alcohol Permit from the State for the Cow Country Rodeo yesterday.

Mr. Foote, County Attorney, was now in attendance and Mr. Steglich questioned if the Manila Clinic was part of the county functions and it was determined that he would review the information so Mrs. Perry can respond to Mr. Draper.

The minutes of the June 25, 2013 were provided by the County Clerk's office for review and approval. Mr. Steglich questioned if Mr. Foote had reviewed the information from DOPL regarding the business license requirements and he stated that it was up to the county as to whether or not they are required to obtain a business license. The purpose of the business license is to verify that the businesses are a safe place for the public and most are aimed at a physical presence in the county. Motion by Mr. Blanchard to approve the minutes as presented. Seconded by Mr. Steglich, all in favor.

The Open Invoice Report was provided by the County Auditor's for review and approval in the amount of \$35,598.53. Mr. Blanchard questioned the matter of the invoice from Collett's Mountain Resort in the amount of \$499.90 for meals and rooms and it was determined that was for a white water training for Search & Rescue. Motion

by Mr. Blanchard to approve the Open Invoice Report as presented. Seconded by Mrs. Perry, all in favor.

With regards to correspondence, Mrs. McKee reported that there were a couple of emails from Ken Brown, Western Counties Alliance, and a letter from Dave McDonald. Mrs. McKee provided the background with regards to Mr. McDonald's letter concerning his business license and that there was still a need to verify permits for the scenic tours. Mr. Foote questioned if the Forest Service provides a permit for that and Mrs. McKee stated that was one of the permits her office was waiting on from the Forest Service.

The following business license applications were presented by the County Clerk's office for review and approval: Dinosaur River Expeditions and Ryan Russell. Upon review, motion by Mrs. Perry to approve the business license applications as presented. Seconded by Mr. Blanchard, all in favor.

Jon Wilde, Bridger Valley Electric Board Member, for the Daggett County District, was present to provide a donation to the Daggett County EMT's and the Daggett County Museum Board. He provided information regarding a program called Operation Roundup to those present as owners of the cooperative. He stated that by rounding up the power billing to the next dollar in the payments sent to BVE, the difference goes into the Operation Roundup Fund. There are five districts in the power board and Mr. Wilde is the director from District 4 which includes McKinnon and Manila. At this time, District 4 is only donating about 12% to the program while most of the other districts are donating around 30%. The money is used for a benefit with the Bar J Wranglers from Jackson, WY which includes an auction and those proceeds also go into the program. Operation Roundup helps individuals that are down and out and with Non Profit organizations such as Boy Scouts, Girl Scouts, Libraries and etc. The largest amount that it could cost a consumer to round up would be \$11.88 with an average of \$6.10 per year. Mr. Wilde had stated at one of their meetings that his district needed some help and the board stated that since the Farson, Eden area and Daggett County are the outlying districts they decided to set aside \$5,000.00 for those districts. Mr. Steglich commented that a letter could be added to the newsletter explaining the program and also recognizes the two contributions that are being made. There have been four individuals from Daggett County helped through this program-it is Local Help for Local People. Sheriff Jorgensen questioned the future of possible projects and if EMS could be tagged for this. Mr. Wilde then made the presentation to Sheriff Jorgensen for the Daggett County EMS in the amount of \$1,500.00 and \$1,000.00 to RaNae Wilde, Melna Coleman and Vicky McKee for the Museum Board. Mrs. Wilde invited the Commissioners to see the Museum and the new School Marm's Cabin.

The matter of the Dutch John Cemetery Bylaws was on the agenda for discussion. Mr. Blanchard stated that at the last meeting the Commission had approved the Bylaws for the Manila Cemetery. The Dutch John Cemetery Board had provided an email with their recommendations to the Commission as follows: Their preference is for vertical monuments with a mow strip. Upon review and discussion, Mr. Blanchard recommended that the Dutch John Bylaws be the same as the Manila Cemetery Bylaws and be named the Daggett County Cemetery Bylaws. Mr. Blanchard stated that Burl Twitchell had stated that the vertical headstone does not allow enough room for digging graves and Dutch John will be faced with the same problem eventually. This matter will be placed back on the agenda for the next meeting for approval.

Due to the Uintah Basin Association of Counties rescheduling their meeting in Daggett County to Tuesday, July 30th, motion by Mrs. Perry to cancel the Commission meeting scheduled for Tuesday, July 30, 2013. Seconded by Mr. Blanchard, all in favor.

The matter of the Memorandum of Understanding will be continued as Mr. Charles has not provided the necessary documents. Mr. Foote stated that he had talked to Mr. Charles this morning and he will work with Mr. Raymond on that issue today.

Mr. Steglich stated that part of the budget adjustment that was discussed at the June 11, 2013 meeting had to do with transferring money in and out of the RDA and the Commission did not go into the RDA when that was done and there are also some additional changes that need to be made on the budget so there needs to be another Public Hearing. The matter was discussed and it was determined that a Public Hearing for Budget Adjustments will be scheduled for Tuesday, August 13, 2013 at 10:00 A.M.

Motion by Mrs. Perry to go into the RDA portion of the meeting (In & Out) at 10:00 A.M. Seconded by Mr. Blanchard, all in favor.

Motion by Mrs. Perry to transfer the funds from Fund 21 to Fund 29 so that the interest can be paid to the Bureau of Reclamation in the amount of \$325,341.83. Seconded by Mr. Blanchard, all in favor.

Mr. Steglich stated that the Redevelopment Agency Board was here to discuss the Greendale Community Development Project Area. Motion by Mr. Blanchard to go into the Public Hearing scheduled for 10:00 A.M. for the purpose of obtaining public comments regarding the Greendale Community Development Project Area. Seconded by Mrs. Perry, all in favor. Mr. Steglich opened the Public Hearing for discussion.

Mark Wilson-Red Canyon Lodge was present to provide comments. He stated that as a business within the project area he is in full support of the proposal. He did have a question regarding Page 7, Approvals where it states that the agency will approve the design and construction of all development and if this would mean an additional layer of approvals or still just a matter of terminology. Mr. Steglich stated that the RDA Board does want to review the projects as they would be the ones to approve a TIF or financing. Mr. Wilson then questioned the matter that he had provided his development plan to the county and had an approval from the county and Planning & Zoning as they had done with the Forest Service would he have to do it all again and Mr. Steglich responded that they did not have any intention to change any plans only provide incentives. Mr. Raymond recommended changing the wording to clarify the process to review plans and any approvals in place prior to approving incentives. Upon discussion, Mr. Raymond will provide that correction to the document. Mr. Wilson stated that he was pleased that the county and agency was moving forward so that other areas could receive some support.

With no further comments, motion by Mr. Blanchard to go back into the regular session of the meeting at 10:10 A.M. Seconded by Mrs. Perry, all in favor.

The matter of the State issued Fire Restriction Order was on the agenda for discussion and possible action by the Commission. Rowdy Muir, U.S. Forest Service, and Tammy Twitchell, CEM and Sheriff Jorgensen were requested to attend the meeting to help the county make the determination of these concerns. Rowdy Muir, U.S. Forest Service, provided information regarding the process of declaring fire restrictions on the forest. He stated that at this time the BLM nor the Forest Service have any Fire Restrictions in place open fires are still allowed on Federal lands but fireworks are not

allowed in any case. He figures that next week the matter will be reviewed and if there is no moisture received there is a good chance restrictions could be put in place but for this weekend there is nothing in place. Sheriff Jorgensen stated that last year the county did not mirror the forest service and it was confusing and he feels that the county should mirror the Forest Service and be consistent throughout the entire county. Tammy Twitchell questioned how the county was to deal with the Governor's declaration that Daggett County was in a fire restricted area in all unincorporated areas. Mr. Foote stated that the Governor had only restricted fire works in the county but not anything else and Mr. Muir stated that the Forest does not allow fireworks on forest lands any time. Sheriff Jorgensen then questioned the status of a firework ban within the Town of Manila and it was determined that Mr. Raymond will contact the Town Council for the Town of Manila and explain the State ban throughout the county. The notice as provided by the State Forester, State of Utah, will be provided for posting in all the normal posting locations in the county. Tammy Twitchell, CEM, stated that the county does have two options of getting messages out to the residents (Code Red and the county newsletter emailing list). A message can also be included in the newsletter regarding the ban on fireworks in Daggett County and/or Town of Manila.

The matter on the agenda is to open the proposals as received for the County Attorney position and to schedule a date for interviews. The following proposals were opened, reviewed and discussed: Dennis L. Judd & Rachelle Palmer, Patricia Kreis, Curtis Lee Thomas, Armknecht & Cowdell, P.C., Grant Charles & J. Craig Smith, Michael Harrington, Allred, Brotherson & Harrington, P.C., Roland Uresk, Wayment & Chesnut and John K. Johnson. Mr. Steglich requested that the Commissioners receive copies of the proposals upon receipt by the County Clerk. Mr. Steglich stated that he would like to see the proposals include the amounts to include expenses. Motion by Mr. Blanchard to adjourn the regular meeting and go into Closed Session at 10:50 A.M. to discuss personnel and professional competence. Seconded by Mrs. Perry, all in favor. Those present for the Closed Session were Sheriff Jorgensen, Stephen Foote, Commissioners Blanchard, Steglich and Perry and Clerk McKee with Auditor Pallesen requested to attend the meeting just prior to its closure.

The regular meeting reconvened at 11:30 A.M. with those still present as stated earlier.

A Promissory Note, Warranty Deed and Trust Deed between Daggett County Redevelopment Agency Board and Left Hand Fork, LLC. was presented for review and approval by the RDA Board. Craig Smith had recommended the documents which were reviewed by Mr. Charles, County Attorney and he had recommended doing a Quit Claim Deed versus the Warranty Deed and providing to Mr. Smith to determine any concerns. Mr. Blanchard questioned the reason for the five year term on the document when most everyone else is just for one year. Mr. Foote reviewed the documents as provided and determined there was no problem with the document just that the Commission need to determine the terms. Mrs. Perry questioned how much is owed to Mr. Smith and Mr. Steglich stated that was about \$18,000.00. It was determined that this matter can be discussed with Mr. Smith after the interview for County Attorney since his proposal with Mr. Charles was selected as one to interview. After the interview this matter will be addressed and clarified so this matter will be continued until further notice.

The matter of the Addendum to the Real Estate Purchase Agreement for Land between Rodney Mangum and Daggett County RDA. Mr. Foote suggested that the board consider having an application process and fee in place so that the applicants realize that there are costs for extensions. Mr. Raymond stated that for this applicant the RDA Board had known from the beginning that there would probably be a request for an extension. It was determined that Mr. Raymond would provide recommendations for a revision for a fee process for future applicants requesting extensions. Motion by Mr. Blanchard to approve the Addendum to the Real Estate Purchase Agreement for Land for Rodney Mangum. Seconded by Mrs. Perry, all in favor.

With no further business, the meeting adjourned at 12:00 noon.

/s/ Vicky McKee

/s/ Karen Perry

/s/ Warren Blanchard